

## **EXHIBIT 32**

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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ANTHONY MANGANIELLO,

Plaintiff,

CIVIL ACTION No.: 07 CV 3644 (HB)

- Against-

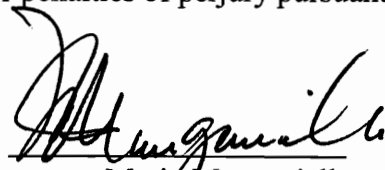
THE CITY OF NEW YORK, Et. Al.

Defendants  
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**AFFIDAVIT OF MARIO MANGANIELLO**

Mario Manganiello, being duly sworn deposes and says:

1. I am the brother of Anthony Manganiello.
2. On February 12, 2001, I received a phone call that my brother was at the 43<sup>rd</sup> precinct and I went to the 43<sup>rd</sup> precinct immediately.
3. When I got to the 43<sup>rd</sup> precinct I felt very uncomfortable about how my brother was being treated and I called an attorney for him.
4. I called Richard Ross an attorney who came to the 43<sup>rd</sup> precinct. I met Mr. Ross outside of the precinct and was in his presence the entire time that he was at the precinct.
5. I am aware that Luis Agostini testified at a pre-trial hearing that Richard Ross asked him if it was intentional.
6. Mr. Ross made no such statement.
7. I have read the foregoing affidavit and I affirm under penalties of perjury pursuant to 28 USC §1746 that the matters stated herein are true.

  
Mario Manganiello

On the 9<sup>th</sup> day of May, 2008, before me personally appeared Mario Manganiello, to be known and who did execute the within affidavit and did swear that the statements contained therein were true under penalties of perjury.

  
Notary Public

NOTARY PUBLIC  
MICHAEL JOSEPH  
NO. 02JO6040452  
WESTCHESTER COUNTY  
EXPIRES 7 / 24 / 2010